

Appendix 6

In this Appendix underlining indicates new text and striking through indicates deleted text.



The DFSA Rulebook

Markets Rules

(MKT)

8 SYSTEMS AND CONTROLS

8.1 Application

8.1.1 This chapter applies to:

- (a) every Reporting Entity;
- (b) the Board or the Governing Body of a Reporting Entity.

Adequacy of systems and controls

- 8.1.2
- (1) A Reporting Entity must have appropriate systems and controls to be able to demonstrate compliance with the requirements applicable to it including those set out in the Law and the Rules.
 - (2) The Board of the Reporting Entity, and in the case of a Reporting Entity of a Listed Fund, its Governing Body, must ensure that there are adequate systems and controls established and maintained on an on-going basis to meet the requirement in (1).
 - (3) Without limiting the generality of the requirement in (1), the systems and controls of a Reporting Entity must include:
 - (a) mechanisms to monitor compliance with the requirements relating to Corporate Governance, Connected Persons, Restricted Persons, Related Party or ~~Affected Party~~ Transactions ~~as is relevant~~, and control of Inside Information; and
 - (b) where any records are required to be maintained, maintenance of such records at least for a period of 6 years, unless a shorter period is prescribed.
 - (4) The DFSA may, where it considers appropriate to do so, require a Reporting Entity to produce third party confirmation on the adequacy of systems and controls established and maintained by a Reporting Entity.

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